

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

COMPANY PETITION NO.382 OF 1999

Sou Sundanda A. Kadappa ..Petitioner

V/s.
Spark Metalloy Pvt. Ltd. ..Respondents

Mr. M.J. Jamdar for the Petitioner

CORAM : ANOOP V. MOHTA, J.

DATED : 13th July, 2007

P.C.

The petitioner has invoked section 433(c) of the Companies Act.

2. By order dated 13-12-2000 this Court has admitted the present petition and directed to comply with all the formalities.

3. Affidavit of service dated 1-7-99 is filed. There is no reply to the present petition though the present petition has been accepted in July 1999. The effect is the contents of the present petition, the averments made therein remain uncontroverted.

4. None appeared for the respondents. Taking all

this into account, basically, the averments as remain uncontroverted, the petition is allowed in terms of prayer clause (a) and (b). The concerned parties to take steps in accordance with law.

[ANOO P V. MOHTA, J.]